

Specification (paragraph 1 of Office Action, part 1)

The USPTO stated that the substitute specification has not been entered as it does not conform to 37 C.F.R. 1.125(b) because there is no marked-up copy or statement concerning new matter. To respond to these objections, the applicant attaches several documents to this Response.

The first document (Exhibit A) is a true and correct translation from German of the priority document, which is the PCT application (PCT/EP 00/04597) which was filed on May 20, 2000 and which claimed priority from German Patent Application No. 199 25 167.3. This document is the "specification of record" as it is a translation of the priority document. Also attached is a Certificate from RWS Group, LLC certifying that the translation is a true and correct translation of that priority application.

Attached as Exhibit B is a marked-up version of the specification of record "showing all of the changes (including the matter being added to and the matter being deleted from) to the specification of record" as required by 37 C.F.R. 1.125(b)(2). The modifications to the specification of record were done to place it in condition for review by the USPTO. The modifications [merely] correct translation errors and [other ambiguities] created by the translation. No new subject matter is added.

Attached as Exhibit C is the Substitute Specification for review by the United States Patent and Trademark Office. This

Substitute Specification constitutes the marked-up version of the specification of record (Exhibit B) "in clean form without markings as to amended material" as authorized by 37 C.F.R. 1.125(c). The applicant specifically asserts, pursuant to 37 C.F.R. 1.125(b)(1), that the Substitute Specification (Exhibit C) includes no new subject matter.

The applicant asserts that the Substitute Specification that is submitted satisfies all requirements of 37 C.F.R. 1.125(b). If there are any questions concerning the Substitute Specification, please contact applicant's counsel.